UNITED STATES OF AMERICA BEFORE THE NATIONAL LABOR RELATIONS BOARD

CB&I, INC.

and

Case 06-CA-089693

INTERNATIONAL BROTHERHOOD OF BOILERMAKERS, LOCAL 667

ORDER

The Employer's petition to revoke subpoena duces tecum B-665611 is denied. The subpoena seeks information relevant to the matter under investigation and describes with sufficient particularity the evidence sought, as required by Section 11(1) of the Act and Section 102.31(b) of the Board's Rules and Regulations. Further, the Employer has failed to establish any other legal basis for revoking the subpoena. See generally *NLRB v. North Bay Plumbing, Inc.*, 102 F.3d 1005 (9th Cir. 1996); *NLRB v. Carolina Food Processors, Inc.*, 81 F.3d 507 (4th Cir. 1996).

Dated, Washington, D.C., January 10, 2013

MARK GASTON PEARCE, CHAIRMAN

RICHARD F. GRIFFIN, JR., MEMBER

SHARON BLOCK, MEMBER

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¹ In denying the Employer's petition to revoke, we consider the subpoena as modified by the Region's limitations on Paragraphs 1, 2, and 5, as stated in the Region's opposition to the petition to revoke. Specifically, with respect to Paragraphs 1 and 2, the Region states that it is not seeking documents for employees in the boilermaker classification. With respect to Paragraph 5, the Region clarifies that it is not seeking confidential information such as medical records and will accept certain redactions in the documents, such as social security numbers. Last, we note the Region's acknowledgement that the Employer has provided the materials requested in Paragraphs 7 and 9, and that this information is no longer being sought.